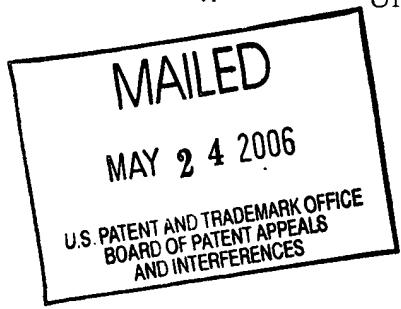


UNITED STATES PATENT AND TRADEMARK OFFICE



BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

Ex parte JACOBO BIBLIOWICZ, CAROLYN E. KREISEL  
ROBERT LIPARI and RYAN P. ROGERS

Application 09/982,224

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on May 2, 2006. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matter requiring attention prior to docketing is identified below.

On April 10, 2006, applicants filed a timely Reply Brief.

In accordance with the revision effective September 13, 2004, Title 37, Code of Federal Regulations, §41.43 states:

(a)(1)... the primary examiner must acknowledge receipt and entry of the reply brief. In addition, the primary examiner may withdraw the final rejection and reopen prosecution or may furnish a supplemental examiner's answer responding to any new issue raised in the reply brief.

Application 09/982,224

Accordingly, it is

**ORDERED** that the application is being electronically returned to the Examiner for consideration and proper response to the Reply Brief, and for such further action as may be appropriate.

BOARD OF PATENT APPEALS  
AND INTERFERENCES



By:

DALE M. SHAW  
Deputy Chief Appeal Administrator  
(571) 272-9797

GJH

cc: GATES & COOPER LLP  
HOWARD HUGHES CENTER  
6701 CENTER DRIVE WEST, SUITE 1050  
LOS ANGELES, CA 90045